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**DATE:** May 11, 2004

**TO:** Examiner Susanna M. Meinecke Diaz - USPTO

**FROM:** Kevin R. Lyn

**In re:** Daniel J. Thompson

**Appl No.:** 09/742,719

**Filed:** December 21, 2000

**For:** METHOD, SYSTEM, AND COMPUTER SOFTWARE PROGRAM PRODUCT  
FOR ANALYZING THE EFFICIENCY OF A COMPLEX PROCESS

**Confirmation No.:** 7753

**Group Art Unit:** 3623

**Examiner:** Meinecke Diaz, Susanna M.

Please see the attached Response to Restriction Requirement (2 pages) in reference to the above-identified patent application.

**NO. OF PAGES:**  
(Including cover page)

**3**

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**FAX NUMBER:** 1-703-872-9306

**CLIENT/MATTER:** 043517/203984

**REQUESTED BY:** Tracey S. Wright, ext. 2226

**VOICE NUMBER:** 1-703-305-1337

Attorney's Docket No. 043517/203984

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Daniel J. Thompson  
Appl No.: 09/742,719  
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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO RESTRICTION REQUIREMENT**

This is in response to the Office Action dated April 13, 2004, wherein the Office Action has required restriction between alleged Species I and II of the pending claims. Species I is asserted to include Claims 1-36, and Species II is asserted to include Claims 37-75. The Office Action further stated that no claim was found to be generic to all claims.

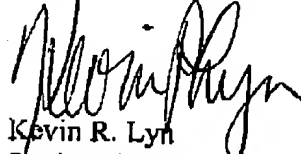
In view of the requirement for restriction in the Office Action, the Applicant hereby provisionally elects to prosecute the claims of Species I asserted to be shown in Claims 1-36, and expressly reserves the right to file divisional applications or take such other appropriate measures deemed necessary to protect the inventions in the remaining claims.

Should the Examiner have further questions or comments with respect to examination of this case, it is respectfully requested that the Examiner telephone the undersigned so that further examination of this application can be expedited.

It is not believed that extensions of time or fees for net addition of claims are required, beyond those, which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required therefore (including fees for net addition of claims) is hereby authorized to be charged to Deposit Account No. 16-0605.

In re: Daniel J. Thompson  
Appl No.: 09/742,719  
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Page 2

Respectfully submitted,

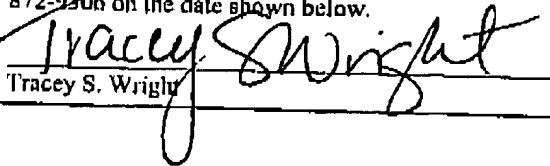


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## CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the US Patent and Trademark Office at Fax No. (703) 872-9306 on the date shown below.

  
Tracey S. Wright

5/11/04  
Date